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BEFORE THE UTAH INSURANCE COMMISSIONER

UTAH INSURANCE DEPARTMENT, Complainant, vs. ALESSANDRO CAMERON MARSH, AKA: SAMUEL CAMERON MARSH Respondent.	NOTICE OF AGENCY ACTION AND ORDER Docket No. 2023-4516 Donald H. Hansen Administrative Law Judge/Presiding Officer
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NOTICE OF AGENCY ACTION

The Utah Insurance Department (“the Department”) commences this agency action as an informal adjudicative proceeding against Respondent Alessandro Cameron Marsh (“Respondent”) pursuant to Utah Code §§ 31A-2-201 and 63G-4-201 through -203 and to Utah Admin. Code R590-160.

This agency action is based on the facts and law set forth in the attached Declaration and is designated as an informal adjudicative proceeding pursuant to Utah Code § 63G-4-202(1) and Utah Admin Code R590-160-4 and -7.

ORDER

Based on the facts and the law set forth in the attached Declaration, and good cause appearing, the Utah Insurance Commissioner orders as follows:

1. Respondent's Utah non-resident producer individual insurance license, number 982105 is revoked.

2. Pursuant to Utah Code § 63G-4-203(1)(i) and Utah Admin. Code R590-160-7(1), this informal adjudicative proceeding shall be deemed closed, and this Order shall become final and take full effect, 15 days after this Notice of Agency Action and Order is emailed to Respondent unless a request for a hearing on this matter is received from Respondent prior to that date.

3. A request for a hearing shall be in writing and sent by email to uidadmincases@utah.gov or by U.S. mail to Office of the Administrative Law Judge, Utah Insurance Department, 4315 S. 2700 W., Suite 2300, Taylorsville, UT 84129.

4. The request for hearing shall be signed by the person making the request and shall state the basis for the relief requested.

5. If you fail to request a hearing you will be bound by this Order. Failure to request a hearing will be deemed a failure to exhaust administrative remedies and will preclude any further administrative or judicial review or appeal of this matter.

DATED this 24th day of May, 2023.

JONATHAN T. PIKE
Utah Insurance Commissioner

/s/ Donald H. Hansen
DONALD H. HANSEN
Administrative Law Judge/Presiding Officer
Utah Insurance Department
4315 S. 2700 W., Suite 2300
Taylorsville, UT 84129
Telephone: (801) 957-9321
Email: uidadmincases@utah.gov

NOTICE REGARDING ENFORCEMENT OF THE ORDER

Failure to obey the Order may subject you to further penalties that include a forfeiture of up to \$2,500 per violation, with each day of the violation constituting a separate violation. Other penalties for failing to obey this Order include license suspension, probation, refusal to renew, or revocation. Failure to obey this Order may also result in an action being taken against you in a court of competent where forfeitures of up to \$10,000 for each day the failure to comply continues until judgement is rendered. If you are licensed in other jurisdictions, you may be required to report this proceeding to those jurisdictions.

DECLARATION

Under criminal penalty of Utah law, I, Bill Stimpson, declare the following:

1. I am currently employed as an investigator in the Producer Licensing Division with the Utah Insurance Department (“Department”) where my responsibilities include investigating and enforcing Utah insurance laws.

2. I submit this Declaration as the basis for issuing the Notice of Agency Action and Order against Alessandro Cameron Marsh (“Respondent”) to which this Declaration is attached.

3. Based on my personal knowledge and/or based on the facts appearing in the Department’s records and files, the following facts are true:

a. On January 19, 2023, the Department received a complaint from UnitedHealthcare Medicare Solutions (“UnitedHealthcare”) alleging that the Respondent had been terminated for cause from UnitedHealthcare after investigating several complaints that the Respondent had enrolled several members into plans without their knowledge or consent.

b. On February 8, 2023, the Department’s Market Conduct Division, through Bill Stimpson, opened an investigation into the Respondent. During the investigation, it was discovered that the Respondent had changed his first name in Sircon from Samuel to Allesandro. An internet search on both names discovered photos of Samuel Marsh and Alessandro Marsh that appear to be the same person.

c. A search on Samuel Marsh revealed an investigation by KIRO 7 News in Seattle, Washington. Their investigation revealed more than thirty counts of wrongdoing were filed against the Respondent, under the name of Samuel Marsh, with the Washington State Bar Association (WSBA). In that Bar action, findings were made that Respondent, under the name of Samuel Marsh, represented dozens of clients who wanted to stay in the United States legally.

Some clients claimed they paid the Respondent as much as \$7,500 to file the legal papers necessary to stay in the U.S. Respondent failed to take any action on his client's behalf, did not respond to the family's emails, did not submit documents to the court and in one case, only met with his client once --- moments before a hearing – to withdraw as his lawyer. Within days, that client was deported to Mexico. WSBA Chief Disciplinary Counsel, Douglas Ende said “in each of the instances, after an Office of Disciplinary Counsel investigation, it was determined that the allegations were correct, had merit.”

d. In 2017, the Respondent, under the name of Samuel Marsh, was suspended from practicing law in Washington state for failure to provide competent representation to his clients. On February 1, 2019, Respondent, under the name of Samuel Marsh, was disbarred in Washington state for submitting documents containing a forged client's signature to a tribunal and an immigration officer.

e. On July 24, 2018, the Respondent applied for a Utah resident producer individual insurance license.

f. On his application, the Respondent answered “no” to the question, “Have you ever been named or involved as a party to an administrative proceeding?” On the application, “involved” was described to include having a license censured, suspended, revoked, canceled, terminated; or, being assessed a fine, a cease-and-desist order, a prohibition order, a compliance order, placed on probation, sanctioned, or surrendering a license to resolve an administrative action. "Involved" also included being named as a party to an administrative or arbitration proceeding, which is related to a professional or occupational license or registration; having a registration application denied, or the act of withdrawing an application to avoid a denial.

g. On April 20, 2023, the Respondent applied for a Utah non-resident producer individual insurance license.

h. On his application, the Respondent answered “no” to the question, “Have you ever been named or involved as a party to an administrative proceeding?” On the application, “involved” was described to include having a license censured, suspended, revoked, canceled, terminated; or, being assessed a fine, a cease-and-desist order, a prohibition order, a compliance order, placed on probation, sanctioned, or surrendering a license to resolve an administrative action. “Involved” also included being named as a party to an administrative or arbitration proceeding, which is related to a professional or occupational license or registration; having a registration application denied, or the act of withdrawing an application to avoid a denial.

i. As a result of the untrue information provided by the Respondent in his applications, Respondent was able to obtain a Utah Resident and a Utah non-resident producer individual license.

4. The above declared facts demonstrate that the following Utah insurance laws were not complied with:

a. Respondent violated Utah Code § 31A-23a-111(5)(b)(xvii), by having had an insurance license or other professional or occupational license, or an equivalent to an insurance license or registration or other professional or occupational license or registration denied, suspended, revoked, or surrendered to resolve an administrative action;

b. Respondent violated Utah Code § 31A-23a-111(5)(b)(xvi), when in the conduct of business in this state or elsewhere used fraudulent, coercive, or dishonest practices; or demonstrated incompetence, untrustworthiness, or financial irresponsibility;

c. Respondent violated Utah Code § 31A-23a-105(5)(a)(ii) by committing an act that is grounds for denial, suspension, or revocation as set forth in Section 31A-23a-111;

d. Respondent violated Utah Code § 31A-23a-107(2)(a)(ii) by failing to meet the trustworthy character requirement;

e. Respondent violated Utah Code § 31A-23a-111(5)(b)(i) by being unqualified for a license under Utah Code § 31A-23a-104, 105, or 107;

f. Respondent violated Utah Code § 31A-2-202(6), by failing to provide information submitted to the commissioner that is accurate and complete;

g. Respondent violated Utah Code Utah Code § 31A-23a-104(2)(b)(v), by failing to provide information in his application related to whether the Respondent has committed an act that is ground for denial, suspension, or revocation as set forth under Utah Code §§ 31A-23a-104, 105, or 111;

h. Respondent violated Utah Code § 31A-23a-111(5)(b)(ix), by providing information in the license application that is incorrect, misleading, incomplete, or materially untrue;

i. Respondent violated Utah Code Utah Code § 31A-23a-111(5)(b)(xi) by obtaining or attempting to obtain a license through misrepresentation or fraud; and

j. Utah Code § 31A-23a-111(5)(b)(ii) by having violated an insurance statute or rule.

5. Based on the facts and law set forth above, Respondent's expired resident producer individual insurance license should be revoked.

Signed on this 23rd day of May 2023, in Salt Lake City, Salt Lake County, State of Utah.

/s/ Bill Stimpson
Bill Stimpson, Investigator, Producer Licensing
Financial Regulation & Licensing Division
Utah Insurance Department

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this date a true and correct copy of the foregoing Motion to Correct Clerical Error and Enter Order, Notice of Agency Action, and Order, with the Declaration attached to it, and Order was emailed to:

Alessandro Cameron Marsh
[REDACTED]
[REDACTED]
[REDACTED]

and

Bill Stimpson
Utah Insurance Department
4315 S. 2700 W., Suite 2300
Taylorsville, UT 84129
wstimpson@utah.gov

DATED this 24th day of May, 2023.

/s/ Tatiana Karaivanova

Tatiana Karaivanova
Utah Insurance Department
4315 S. 2700 W., Suite 2300
Taylorsville, UT 84129
(801) 957-9218